John E. Flaherty
Jonathan M. H. Short

McCarter & English, LLP
Four Gateway Center
100 Mulberry Street
Newark, New Jersey 07102
T (973) 622-4444
F (973) 624-7070
Attorneys for all Plaintiffs

Of Counsel:
Eric J. Lobenfeld
Arlene L. Chow
Dillon Kim
HOGAN LOVELLS US LLP
875 Third Avenue
New York, New York 10022
(212) 918-3000

Philippe Y. Riesen

HOGAN LOVELLS HORITSU

JIMUSHO

Gaikokuho Kyodo Jigyo
15<sup>th</sup> Floor Daido Seimei

Kasumigaseki Building
1-4-2 Kasumigaseki
Chiyoda-ku, Tokyo 100-0013

Japan
(81) 3-5157-8200

Lisa Kole

BAKER BOTTS LLP

30 Rockefeller Plaza

New York, NY 10112

(212) 408-2588

Paul A. Ragusa

Attorneys for Plaintiff Ethypharm, S.A.

Attorney for all Plaintiffs

## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

:

:

:

TAKEDA PHARMACEUTICAL
COMPANY LIMITED, TAKEDA
PHARMACEUTICALS NORTH AMERICA,
INC., TAKEDA PHARMACEUTICALS
LLC, TAKEDA PHARMACEUTICALS
AMERICA, INC., and ETHYPHARM, S.A.,

Plaintiffs and Counterclaim-Defendants,

v.

MYLAN PHARMACEUTICALS INC.,

Defendants and Counterclaim-Plaintiffs.

Civil Action No. 3:11-CV-02506-JAP-TJB

DECLARATION OF ARLENE L. CHOW IN SUPPORT OF PLAINTIFFS' OPENING CLAIM CONSTRUCTION BRIEF I, Arlene L. Chow, declare as follows:

1. I am a partner with the law firm of Hogan Lovells US LLP, counsel for Plaintiffs

Takeda Pharmaceutical Company Limited, Takeda Pharmaceuticals North America, Inc., Takeda

Pharmaceuticals LLC, Takeda Pharmaceuticals America, Inc. and Ethypharm, S.A. in the above-

captioned case.

2. I submit this declaration in support of Plaintiffs' Opening Claim Construction

Brief.

3. Attached hereto as Exhibit 26 is a true and correct copy of pages from Mylan's

Paragraph IV notice letter, filed under seal.

4. Attached hereto as Exhibit 27 is a true and correct copy of the Claim Construction

Opinion from the matter of Takeda Pharm. Co. Ltd. v. Zydus Pharms. USA Inc., Civil Action No.

10-1723 (D.N.J.) (D.I. 113).

5. Attached hereto as Exhibit 28 is a true and correct copy of Biology Online

Dictionary, http://www.biology-online.org/dictionary/Buccal cavity.

6. Attached hereto as Exhibit 29 is a true and correct copy of the article Wilson et

al., International Journal of Pharmaceutics 40:119-23 (1987).

I declare under penalty of perjury that the following is true and correct.

Dated: March 23, 2012

2